D.B.CIVIL WRIT PETITION NO. 7121/2006
Giriraj & ors. v. State of Rajsthan & ors.

Date of order : 11.01.2007

HON'BLE THE CHIEF JUSTICE SHRI S.N.JHA
HON'BLE SHRI JUSTICE GOVIND MATHUR

Shri Sudhir Saruparia for the petitioners
Shri B.L.Tiwari, Dy. Govt. Advocate

This writ petition has been filed professedly on behalf of the residents of village Roop Pura, Govaliya, Kala ka Kheda, Gujariya Kheda, Khankhla, Ganeshpura, Tapariya Khera, Tara ka Khera, Bhagatpur and Lapasiya seeking direction upon respondents to provide the water of Chandrabhaga Tank for agricultural purposes. The Disbursement Committee in its meeting on 31.10.2006 decided the ratio in which the available 60 mcft. water in the tank was to be released to the beneficiary villages. It is said that only part of the water has been released so far and in the circumstances it is prayed that direction may be issued to release the balance to the concerned villages.

It is not in dispute that 44.21 mcft. water out of 60 mcft. has so far been released and utilised by the villagers for irrigation purposes. There is some dispute as to whether the release of the available water can be of any benefit to the villages referred to above. After hearing counsel for the parties, we are of the view that it would be appropriate to direct the Disbursement Committee to consider the matter of

release of the available water to different villages. Decision in this regard be taken preferably within one week after hearing the representatives of all concerned villages.

The petition stands disposed of.

(GOVIND MATHUR) J. (S.N.JHA), C.J.

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